

## EXHIBIT 1

ELECTRONICALLY FILED - 2021 May 24 11:05 AM - ORANGEBURG - COMMON PLEAS - CASE#2021CP3800578

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
COUNTY OF ORANGEBURG	)	
	)	
Leondrai Elliott	)	C. A. No.: 2021-CP-38-
Plaintiff,	)	
	)	
v.	)	<b>SUMMONS</b>
	)	<b>(Jury Trial Requested)</b>
Dollar General Corporation, Dolgencorp	)	
LLC and Dollar General Store 6558	)	
Defendants.	)	

TO: DEFENDANTS IN THE ABOVE CAPTIONED CASE:

YOU ARE HEREBY SUMMONED and required to appear and defend by answering the Complaint in this action, a copy of which is hereby served upon you, and to serve a copy of your Answer on the subscribers at their offices, 2100 Poinsett Highway, Suite D, Greenville, SC 29609, within thirty (30) days after the service hereof, exclusive of the day of such service; and if you fail to do so, judgment by default will be rendered against you for the relief demanded in the complaint.

s/Robert C. Childs, III  
 Robert C. Childs, III, #1218  
 Attorney for Plaintiff  
 2100 Poinsett Hwy, Suite D  
 Greenville, SC 29609  
 (864) 242-9997  
 Fax (864) 242-9914  
[Robert@LawyerChilds.com](mailto:Robert@LawyerChilds.com)

s/ David Thomas  
 Attorney Bar No. 09952  
 Attorney for Plaintiffs  
 23 Wade Hampton Blvd  
 Greenville, SC 29609  
 Greenville, SC (864) 271-1707  
 Fax: (864) 271-6371  
[david@davidthomaslawfirm.com](mailto:david@davidthomaslawfirm.com)

Date:5/19/2021  
 Greenville SC

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STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
COUNTY OF ORANGEBURG	)	
	)	
Leondrai Elliott	)	C. A. No.: 2021-CP-38-
Plaintiff,	)	
	)	
v.	)	<b>COMPLAINT</b>
	)	<b>(Jury Trial Requested)</b>
Dollar General Corporation, Dolgencorp	)	
LLC and Dollar General Store 6558	)	
Defendants.	)	

**PARTIES AND BACKGROUND**

The Plaintiff, complaining of the Defendants above named, would respectfully show unto the Court as follows:

1. Plaintiff Leondrai Elliott (hereinafter referred to as “Leondrai”) is a citizen and resident of the County of Calhoun, State of South Carolina.
2. The Defendant Dollar General Corporation, (hereinafter referred to as the “Defendants”) is a corporation organized in the state of Tennessee and doing business in the State of South Carolina and doing business as Dollar General.
3. The Defendant, Dolgencorp LLC (hereinafter referred to as “Defendant”) is a wholly owned subsidiary of the Defendant Dollar General Corporation which operates various stores for the Defendant Dollar General Corporation in the State of South Carolina.
4. The Defendants operate a Dollar General store at 6508 Charleston Highway, in the County of Orangeburg, State of South Carolina known as Dollar General Store 6558 (herein after referred to as “The Defendants’ premises”)
5. On June 19, 2018 Leondrai was shopping at the Defendant’s premises.
6. Unknown to Leondrai, the area that Leondrai was shopping in on the Defendants’ premises was in an unsafe and dangerous condition.

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7. The Defendants, their agents and their employees were aware or should have been aware of the condition of the area was unsafe and dangerous but failed to take any action concerning that condition prior to Leondrai's entry into the area.
8. There were no signs, warnings, alerts, mats, carpets, or other safety devices present when Leondrai entered the aisle.
9. The condition of the entry area was not apparent to Leondrai and its condition caused her to violently collide with the floor of the entry area.
10. As a result of the collision with the floor, Leondrai has and will suffer from pain and discomfort, medical expenses, mental anguish, lost earnings, and permanent impairment.
11. The Defendants, their agents and their employees knew or should have known that the premises were defective and failed to take any action to warn Leondrai of the dangerous condition and failed to remedy the defect in a reasonable period of time.
12. The Defendants knew or should have known that the premises was not properly cleaned to afford safe transit for patrons through areas of the business.
13. The Defendants, their agents and their employees were grossly negligent, willful, wanton, and reckless in the following and other particulars;
  - a. In failing to regularly inspect areas of the building for dangerous and defective conditions;
  - b. In failing to place appropriate safety devices in dangerous and defective areas of the business;
  - c. In failing to place appropriate warning devices in dangerous and defective areas of the business;
  - d. In failing to clean the dangerous and defective areas of the business;

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- e. In failing to adequately monitor areas of the business;
  - f. In failing to implement appropriate training, information, and policies to its agents and employees to prevent, detect, and report unsafe conditions; and
  - g. In failing to do such things as a reasonably prudent entity would have done under the circumstances then and the existing.
14. Said acts being in violation of the statutory and common laws of the State of South Carolina.
15. All of which were the direct and proximate cause of the Leondrai's damages alleged herein.
16. Leondrai is informed and believes that he is entitled to judgment against the Defendants for the actual damages alleged herein and punitive damages should be awarded.

WHEREFORE, having fully plead, the Plaintiff requests the following:

- 1. A jury trial on all issues to triable.
- 2. For judgment against the Defendants for actual and punitive damages in an amount to be determined by a jury.
- 3. For such other and further relief as the court deems just and proper.

Greenville, South Carolina  
Date: 05/19/2021

Robert C. Childs, III, #1218  
Attorney for Plaintiff  
2100 Poinsett Hwy, Suite D  
Greenville, SC 29609  
(864) 242-9997  
Fax (864) 242-9914  
[Robert@LawyerChilds.com](mailto:Robert@LawyerChilds.com)

s/ David Thomas  
Attorney Bar No. 09952

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Attorney for Plaintiffs  
23 Wade Hampton Blvd  
Greenville, SC 29609  
Greenville, SC (864) 271-1707  
Fax: (864) 271-6371  
[david@davidthomaslawfirm.com](mailto:david@davidthomaslawfirm.com)

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**EXHIBIT 1**

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STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
COUNTY OF ORANGEBURG	)	
Leondrai Elliott	)	
Plaintiff,	)	C. A. No.: 2021-CP-38-
v.	)	
	)	<b>CERTIFICATE OF SERVICE</b>
	)	<b>CERTIFIED MAIL</b>
Dollar General Corporation, Dolgencorp	)	
LLC and Dollar General Store 6558	)	
Defendants.	)	

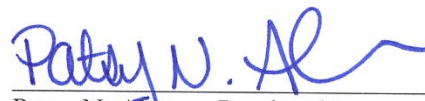
This certifies that I, the undersigned Paralegal of Childs Law Firm LLC sent a copy of the following documents

*Summons & Complaint*

to Defendant,

Dollar General Corporation  
Att: Registered Agent: Corp Service Co.  
2908 Poston Ave  
Nashville, TN 37203

by Certified Mail – Return Receipt Attached

  
\_\_\_\_\_  
Patsy N. Ahearn, Paralegal to  
Robert C. Childs III #1218

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<b>U.S. Postal Service™</b> <b>CERTIFIED MAIL® RECEIPT</b> Domestic Mail Only	
For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a> . Nashville, TN 37203	
<b>OFFICIAL USE</b>	
Certified Mail Fee \$3.60	Extra Services & Fees (check box, add fee \$ as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$2.85 <input type="checkbox"/> Return Receipt (electronic) \$0.00 <input type="checkbox"/> Certified Mail Restricted Delivery \$0.00 <input type="checkbox"/> Adult Signature Required \$0.00 <input type="checkbox"/> Adult Signature Restricted Delivery \$
Postage \$0.75	0690 04 Postmark Here
Total Postage and Fees \$7.20	06/08/2021
Sent To Dollar Gen. corp. BH: Reg Agent: corp service co. Street and Apt. No., or PO Box No. 2908 Paston Ave City, State, ZIP+4® Nashville TN 37203	
PS Form 3800, April 2015 PSN 7630-02-000-9947	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <div style="border: 1px solid black; padding: 2px; display: inline-block;"> </div> </p> <p style="text-align: right;"> <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee         </p>
<p>1. Article Addressed to:</p> <p style="font-size: 1.2em; margin-top: 10px;">Dollar General Corporation</p> <p style="font-size: 1.2em; margin-top: 5px;">Attn: Registered Agent: corp service co.</p> <p style="font-size: 1.2em; margin-top: 5px;">2908 Poston Ave</p> <p style="font-size: 1.2em; margin-top: 5px;">Nashville, TN 37203</p>	<p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span></p> <div style="border: 1px solid black; padding: 2px; display: inline-block; width: 150px; float: right;">             6-15-21           </div> <p style="clear: both;"></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes              If YES, enter delivery address below: <input type="checkbox"/> No</p>
<div style="text-align: center;"> </div> <p style="font-size: 1.1em; margin-top: 10px;">9590 9402 6351 0296 7753 62</p>	<p>3. Service Type</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <ul style="list-style-type: none"> <li><input type="checkbox"/> Adult Signature</li> <li><input type="checkbox"/> Adult Signature Restricted Delivery</li> <li><input type="checkbox"/> Certified Mail®</li> <li><input checked="" type="checkbox"/> Certified Mail Restricted Delivery</li> <li><input type="checkbox"/> Collect on Delivery</li> <li><input type="checkbox"/> Collect on Delivery Restricted Delivery</li> <li><input type="checkbox"/> Insured Mail</li> <li><input type="checkbox"/> Registered Mail Restricted Delivery</li> </ul> </div> <div style="width: 35%;"> <ul style="list-style-type: none"> <li><input type="checkbox"/> Priority Mail Express®</li> <li><input type="checkbox"/> Registered Mail™</li> <li><input type="checkbox"/> Registered Mail Restricted Delivery</li> <li><input checked="" type="checkbox"/> Signature Confirmation™</li> <li><input type="checkbox"/> Signature Confirmation Restricted Delivery</li> </ul> </div> </div>
<p>2. Article Number (Transfer from service label)</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p style="font-size: 1.2em; margin: 0;">7019 0700 0000 5725 1332</p> </div>	<p style="text-align: right;">Domestic Return Receipt</p>

PS Form 3811, July 2020 PSN 7530-02-000-9055

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STATE OF SOUTH CAROLINA  
COUNTY OF ORANGEBURG

Leondrai Elliott

Plaintiff,

v.

Dollar General Corporation, Dolgencorp  
LLC and Dollar General Store 6558

Defendants.

IN THE COURT OF COMMON PLEAS

C. A. No.: 2021-CP-38-

**CERTIFICATE OF SERVICE  
CERTIFIED MAIL**

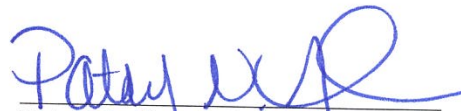
This certifies that I, the undersigned Paralegal of Childs Law Firm LLC sent a copy of the following documents

*Summons & Complaint*

to Defendant,

Dolgencorp LLC  
Att: Registered Agent – Corporation Service Co  
508 Meeting St  
West Columbia, SC 29169

by Certified Mail – Return Receipt Attached

  
Patsy N. Ahearn, Paralegal to  
Robert C. Childs III #1218

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p>Dolgencorp LLC Attn: Registered Agent - Corporation Service Co. 508 Meeting St West Columbia SC 29169</p> <p>2590 9402 6351 0296 7753 55</p> <p>2. Article Number (Transfer from service label) 7019 0700 0000 5725 5033</p>	<p>A. Signature X <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Trey Wilkins</i></p> <p>C. Date of Delivery <i>01/15/21</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type  <input type="checkbox"/> Adult Signature  <input type="checkbox"/> Adult Signature Restricted Delivery  <input type="checkbox"/> Certified Mail®  <input checked="" type="checkbox"/> Certified Mail Restricted Delivery  <input type="checkbox"/> Collect on Delivery  <input type="checkbox"/> Collect on Delivery Restricted Delivery  <input type="checkbox"/> Insured Mail  <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)  <input type="checkbox"/> Priority Mail Express®  <input type="checkbox"/> Registered Mail™  <input type="checkbox"/> Registered Mail Restricted Delivery  <input checked="" type="checkbox"/> Signature Confirmation™  <input type="checkbox"/> Signature Confirmation Restricted Delivery         </p>

PS Form 3811, July 2020 PSN 7530-02-000-9047 Domestic Return Receipt

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a> ®.	
West Columbia, SC 29169	
Certified Mail Fee \$3.60	0690 04
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy) \$0.00	
<input type="checkbox"/> Return Receipt (electronic) \$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery \$0.00	
<input type="checkbox"/> Adult Signature Required \$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery \$0.00	
Postage \$0.75	Postmark Here
Total Postage and Fees \$7.20	06/08/2021
Sent To Dolgen Corp LLC Street and Apt. No., or PO Box No. 508 Meeting St City, State, ZIP+4® West Columbia SC 29169	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	